



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.nj.gov/bpu/

CUSTOMER ASSISTANCE

RICHARD S. RIGGS,)	ORDER ADOPTING INITIAL DECISION
PETITIONER,)	SETTLEMENT
v.)	
)	
VERIZON NEW JERSEY INC.,)	BPU DOCKET NO. TC09020105U
RESPONDENT.)	OAL DOCKET NO. PUC2789-09

(SERVICE LIST ATTACHED)

BY THE BOARD:

On February 3, 2009, Richard S. Riggs (Petitioner) filed a petition with the New Jersey Board of Public Utilities (Board) disputing a bill for installation services of Verizon New Jersey Inc. (Respondent).

After the filing of Respondent's answer, the Board transmitted this matter to the Office of Administrative Law (OAL) for hearing and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. This matter was assigned to Administrative Law Judge (ALJ) Edward J. Delanoy, Jr.


While this matter was pending at the OAL, the parties engaged in negotiations and entered into and executed a Settlement Agreement (Settlement) that was signed by the parties and submitted to the ALJ. By Initial Decision issued on August 17, 2009, and submitted to the Board on August 26, 2009, ALJ Delanoy found that the Agreement was voluntary, that its terms fully disposed of all issues in controversy, and that it met the requirements of N.J.A.C. 1:1-19.1. Pursuant to the terms of the Settlement, Respondent agreed to credit the Petitioner's account in the amount of \$225.15. In return, Petitioner agreed that his petition should be dismissed with prejudice.

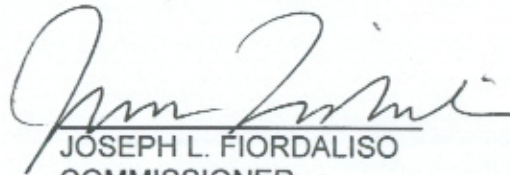
After a review and consideration of the Initial Decision and the Agreement of the parties, the Board HEREBY FINDS that, by the terms of the Settlement Agreement, the parties have resolved all outstanding contested issues. Accordingly, the Board HEREBY ADOPTS the Initial Decision and Settlement of the parties in their entirety as if fully set out herein. This matter is therefore deemed to be DISMISSED with prejudice.

DATED: 9/16/09

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT



FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

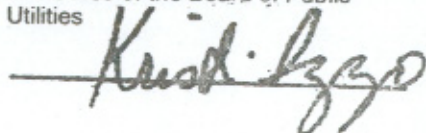

NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



RICHARD S. RIGGS

v.

VERIZON NEW JERSEY INC.

**BPU Docket No. TC09020105U
OAL Docket No. PUC2789-09**

SERVICE LIST

Richard S. Riggs
143 Cedar Grove Road
Branchburg, New Jersey 08876

Richard A. Chapkis, Esq.
Verizon New Jersey Inc.
540 Broad Street, Floor 20
Newark, New Jersey 07102

Eric Hartsfield, Director
Julie Ford-Williams
Division of Customer Assistance
Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

Kerri Kirschbaum, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 2789-09

AGENCY DKT. NO. TC09020105U

2009 AUG 26 PM 2:21
STATE OF NEW JERSEY
OFFICE OF PUBLIC UTILITIES
NEWARK, N.J.

RICHARD S. RIGGS,

Petitioner,

v.

VERIZON NEW JERSEY INC.,

Respondent.

Richard S. Riggs, petitioner pro se

Richard Chapkis, Esq., for respondent

Record Closed: August 13, 2009

Decided: August 17, 2009

BEFORE EDWARD J. DELANOY, JR., ALJ:

This matter was transmitted to the Office of Administrative Law on May 11, 2009, for determination as a contested case, pursuant to N.J.S.A. 52:14B-1 to -15 and N.J.S.A. 52:14F-1 to -13.

The parties have agreed to a settlement and have prepared a indicating the terms thereof, which is attached and fully incorporated herein.

I have reviewed the record and the terms of settlement and I **FIND**:

1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures.
2. The settlement fully disposes of all issues in controversy and is consistent with the law.

I **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. I approve the settlement and therefore **ORDER** that the parties comply with the settlement terms and that these proceedings be concluded.

I hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration.

This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in this matter. If the Board of Public Utilities does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

August 17, 2009

DATE

Date Received at Agency:

8/16/09

Date Mailed to Parties:


EDWARD J. DELANOY, JR., ALJ

AUG 19 2009

AUG 19 2009

/bdt

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

RECEIVED

Richard S. Riggs

:

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v.

BPU Docket No. TC09020105U-
OFFICE OF NEW JERSEY
OFFICE OF ADMIN LAW

Verizon New Jersey Inc.

SETTLEMENT AGREEMENT

Richard S. Riggs ("Petitioner") and Verizon New Jersey Inc. ("Verizon"), having reviewed the Petition and Answer and wishing to resolve this matter without further adversarial proceedings, have entered into this Settlement Agreement to resolve all claims and matters related to this proceeding, and jointly file this Settlement Agreement with the Office of Administrative Law desiring that this proceeding be closed and dismissed with prejudice. The parties wishing to be bound by the terms of this Settlement Agreement have agreed as follows:

1. Petitioner withdraws his Petition and hereby dismisses with prejudice any and all claims she may have against Verizon as of the date of this agreement.
2. Verizon agrees to credit the Petitioner's account in the amount of \$225.15 (*i.e.*, $\$282 - \$56.85 = \$225.15$).

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In light of the foregoing, Petitioner and Verizon hereby agree to settle this matter and jointly, respectfully request that the Petition be dismissed with prejudice.

Dated: August 5, 2009

AGREED:

Petitioner

Richard S. Riggs

Signature

RICHARD S. RIGGS

Print Name

8/5/2009

Date

Verizon

Richard A. Chapkis

Signature

Richard A. Chapkis

Print Name

VP + GC VNJ

Title

8/11/2009

Date

Richard A. Chapkis
Vice President & General Counsel
Verizon New Jersey Inc.



540 Broad Street, Floor 20
Newark, NJ 07102

RECEIVED

2009 AUG 13 AM 10:41

NEW JERSEY
OFFICE OF ADMIN LAW

August 12, 2009

Via US Mail

Judge Edward Delanoy, Jr.
Quakerbridge Plaza, Bldg. 9
Quakerbridge Road, PO Box 049
Mercerville, NJ 08625

RE: Richard S. Riggs v. Verizon New Jersey Inc.
OAL Docket No. PUCC 02789-2009S
BPU Docket No. TC09020105U

Dear Judge Delanoy:

Attached is an original, executed settlement agreement resolving the above-referenced matter between the parties. Pursuant to the settlement agreement, Verizon New Jersey Inc. ("Verizon NJ") agrees to credit the account ((908) 369-8450) in the amount of \$225.15, and Mr. Riggs agrees to withdraw his petition and dismiss with prejudice any and all claims he may have against Verizon NJ as of the date of the agreement. In accordance with the terms of the agreement, Verizon NJ respectfully requests that the above-referenced matter be dismissed with prejudice.

Thank you for your attention to this matter.

Very truly yours,

Richard A. Chapkis
Richard A. Chapkis

RAC/dmc

cc: Mr. Richard S. Riggs



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

9 Quakerbridge Plaza
P.O. Box 049
Trenton, New Jersey 08625-0049
(609) 588-6584

A copy of the administrative law judge's
decision is enclosed.

This decision was mailed to the
parties on AUG 19 2009

BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

2009 AUG 26 PM 2:21

gc